



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

First Named  
Inventor : Vinay Deo

Appln. No.: 09/764,794

Filed : January 17, 2001

For : A SYSTEM FOR BROADCASTING TO,  
AND PROGRAMMING, A MOBILE  
DEVICE IN A PROTOCOL, DEVICE  
AND NETWORK INDEPENDENT  
FASHION

Docket No.: M61.12-0685

Group Art Unit: 2134

Examiner: Michael J.  
Simitoski

**RECEIVED**

OCT 20 2004

Technology Center 2100

**TERMINAL DISCLAIMER TO OBTAIN A DOUBLE PATENTING  
REJECTION (37 CFR § 1.321(b))**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

I HEREBY CERTIFY THAT THIS PAPER IS BEING  
SENT BY U.S. MAIL, FIRST CLASS, TO THE  
COMMISSIONER FOR PATENTS, P.O. BOX 1450,  
ALEXANDRIA, VA 22313-1450, THIS

12<sup>th</sup> DAY OF October, 2004

Thushan Gayagi  
PATENT ATTORNEY

Sir:

**Interest of Person Making This Disclaimer**

We represent that we are

- an inventor of this invention.
- an assignee of this invention.
- a representative authorized to sign on behalf  
of the assignee of this invention.
- an attorney of record for this application.

**Identity of Assignee and Title of Disclaimant (If Applicable)**

The assignee is Microsoft Corporation, One Microsoft  
Way, Redmond, WA 98052. The title of the Disclaimant is ---, and  
the Disclaimant is authorized to sign on behalf of Assignee.

**Extent of Interest**

The extent of our interest is in

- the whole of this invention.
- a sectional interest in this invention as  
follows: .

**Disclaimer**

We hereby disclaim the term of any patent granted on the above-identified application subsequent to

the full term of United States Patent No. 6,496,928 as presently shortened by any terminal disclaimer,

or

the term of any patent granted on application number \_\_\_,

and hereby agree that any patent so granted on the above-identified application shall be enforceable only for and during such period that the legal title to said patent shall be the same as the legal title to

United States Patent No. 6,496,928, and

any patent granted on application number \_\_\_,

this agreement to run with any patent granted on the above-identified application and to be binding upon the grantor, its successors or assigns.

We do not disclaim any terminal part of any patent granted on the above-identified application prior to the expiration date of the full statutory term of

United States Patent No. 6,496,928, as presently shortened by any terminal disclaimer, and

any patent granted on application number \_\_\_,

in the event that it later: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR § 1.321(a), has all claims canceled by a reexamination certificate, or is otherwise terminated prior to expiration of its statutory term as presently shortened by any terminal disclaimer, except for the separation of legal title stated above.

**MICROSOFT CORPORATION**

By: \_\_\_\_\_ Date: \_\_\_\_\_  
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**Fee Status**

(37 CFR § 1.20(d))

other than a small entity \$110.00  
 small entity status of this application under  
37 CFR §§ 1.9 and 1.27 is established by a  
verified statement .\$. 55.00

**Fee Payment**

Attached is a check in the sum of \$110.00.

The Director is authorized to charge any fee deficiency  
required by this paper or credit any overpayment to Deposit  
Account No. 23-1123. A duplicate copy of this communication is  
enclosed.

Respectfully submitted,

WESTMAN, CHAMPLIN & KELLY, P.A.

By:

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JRK:slg